



2019 Pharmacy's Legislative Issues – **STATUS UPDATE**

<i>Bill Numbers</i>	<i>Proposed Issues</i>	<i>Description</i>	<i>Status</i>	<i>Comments</i>
<i>Pharmacy Legislation - SUPPORT</i>				
<i>SB 2261 Kolkhorst HB 2817 Lucio III</i>	<i>Regulation of PBMs</i>	<i>Compromise prohibits DIR fees, paying more to PBM owned pharmacies, and retaliation.</i>	HB 2817 in the Senate	Good progress
<i>HB 3388 Sheffield SB 2262 Kolkhorst</i>	<i>Single Statewide Medicaid Claims Agent</i>	<i>Compromise will pay pharmacies NADAC plus a professional Dispensing Fee..</i>	HB 3388 on Floor Wednesday	Uphill climb...
<i>HB 1827 Howard HB 4285 Zedler</i>	<i>Enhanced Pharmacy Services</i>	<i>Providing Tamiflu to patients over 18 through point of service testing under a protocol.</i>	HB 4285 passed the House	Not likely to pass
<i>HB 1668 Allison SB 683 Buckingham</i>	<i>Pharmacy Clean-up Bill</i>	<i>Numerous necessary cleanup items in the Pharmacy Practice Act and the Controlled Substances Act. Non-controversial items only. Just in case – Clean-up language was added onto HB 2847.</i>	HB 1668 in Calendars SB 683 in Calendars HB 2847 in the Sen.	Good Progress HB 2847 hearing in B&C Tuesday
<i>HB 577 Thompson SB 420 Buckingham</i>	<i>PMP – Mandatory Look-up REFILL FIX</i>	<i>Amend PMP mandatory look-up requirement to remove the look-up for refills.</i>	HB 577 Pending in PH SB 420 in House PH	Rep. Price is opposed – No vote in Public Health
<i>SB 2316 Hinojosa</i>	<i>PMP Look-up Delay</i>	<i>Delays the mandatory look-up until March 2020</i>	In House PH	Amendment to allow public to see their report and who else has seen it...
<i>HB 3441 Luco III SB 2284 Schwertner</i>	<i>Payment Parity</i>	<i>TPA's bill requiring Insurance to pay a pharmacist for authorized services if payment is made to other providers.</i>	HB 3441 pending in Sen. B&C	Good Progress
<i>HB 2174 Zerwas HB 2766 Zerwas SB 1233 Kolkhorst</i>	<i>Mandatory E-Prescribing</i>	<i>Mandatory E-prescribing for all controlled substances with waivers available.</i>	HB 2174 in Sen. HHS HB 2766 passed House SB 1233 Pending in HHS	Good Progress
<i>HB 1757 Lucio III SB 2049 Schwertner</i>	<i>Adds Pharmacists as Healthcare Providers</i>	<i>Amend Insurance Code to include Pharmacists as healthcare providers.</i>	HB 1757 pending in Sen. B&C	Good Progress
<i>HB 3458 Dutton SB 1813 Rodriguez</i>	<i>Pharmacist administered Immunizations</i>	<i>Allow a pharmacist to administer immunizations to school age (age 7) children to include T-dap, Tetanus, diphtheria, pertussis, and HPV..</i>	HB 3458 pending in SubComm	No progress this Session

<i>SB 1056 Zaffirini HB 4297 Raney</i>	<i>Collaborative Practice Agreements</i>	<i>Clarify law relating to collaborative practice agreements in retail settings.</i>	SB 1056 in House PH HB 4297 in Calendars	Good Progress
<i>HB 2425 Kacal</i>	<i>Delegation to a pharmacist</i>	<i>Adds an FQHC to the list of facilities where a physician can delegate to sign an original prescription to a pharmacist.</i>	HB 2425 pending in Sen. HHS	Good progress
<i>HB 1455 Hunter SB 692 Buckingham</i>	<i>PBM Audits</i>	<i>Establishes limitations and standards for PBM pharmacy claims audits.</i>	HB 1455 in Sen. B&C	Good Progress
<i>HB 2536 Oliverson</i>	<i>PBM Data Reporting</i>	<i>Collection of data from PBMs on rebates and average wholesale acquisition costs.</i>	HB 2536 in Calendars	
<i>HB 3548 Rose</i>	<i>Office of Medicaid Inspector General</i>	<i>Requires the OIG to establish a Medicaid complaint system for both recipients and providers.</i>	Reported to L&C	
<i>SB 1509 Schwertner</i>	<i>TDI Authority over networks</i>	<i>Gives TDI the authority to oversee the adequacy and effectiveness of managed care networks.</i>	Waiting on a hearing.	
<i>HB 3538 Rose</i>	<i>Opioid Advisory Council</i>	<i>Creates opioid abuse council with pharmacist participation.</i>	Reported to L&C	
<i>HB 3685 Oliverson SB 1096 Perry</i>	<i>Medicaid Drug Prior Authorization</i>	<i>Prohibits PBM from requiring prior authorization for any drug on the Medicaid formulary.</i>	HB 3685 in Calendars SB 1096 pending in HHS	
Pharmacy Legislation - MONITOR				
<i>HB 562 Thierry</i>	<i>Warning Labels on all opioid prescriptions</i>	<i>Requires a warning label but the compromise leaves specifics up to TSBP.</i>	In Calendars	
<i>HB 563 Thierry</i>	<i>Opioid "Red Cap" Requirement</i>	<i>Require all Opioid prescription bottles to have a red cap.</i>	Waiting on a hearing.	Bill abandoned as part of the compromise.
<i>HB 1264 Thompson SB 759 Buckingham</i>	<i>Physician Notification for BioSimilar</i>	<i>Extends the requirement to notify a physician when interchange of a biosimilar is made for a Biologic.</i>	HB 1264 Senate vote SB 759 Pending in HHS	Passed both Houses – Sent to the Governor
<i>HB 1622 Oliverson</i>	<i>Physician Dispensing</i>	<i>Allows a physician to sell all non-schedule II drugs to patients but complying with certain pharmacy board rules.</i>	Pending in PH	
<i>HB 1706 Oliverson SB 1666 Buckingham</i>	<i>TelePharmacy Expansion</i>	<i>Bill by Cardinal Health to add sites in hospitals and clinics as remote dispensing sites in All Medically underserved areas.</i>	HB 1706 in Calendars	
<i>HB 4266 Zedler SB 2377 Hughes</i>	<i>TelePharmacy Expansion</i>	<i>Bill would reduce the 25-mile limit to 10 miles.</i>	Pending in PH	
<i>HB 2482 Price HB 3496 Sheffield SB 1631 Creighton</i>	<i>Financial Disclosures for pharmacy license and surety bonds prior to sale</i>	<i>Requires financial disclosures of ownership and investments in pharmacies but exempts chain and Class C pharmacies. Requires a \$25K surety Bond for investigations.</i>	HB 3496 House Vote 5.06.2019	
<i>HB 2086 Dean SB 2367 Hughes</i>	<i>Mandatory Drug Take-Back Program</i>	<i>Requires all pharmacies and health care facilities to maintain a drug take-back program.</i>	Waiting on a hearing.	
<i>HB 2088 Dean</i>	<i>Take-Back Notification</i>	<i>Requires all pharmacies to notify patients of nearest take back location with every prescription.</i>	HB 2088 set for floor vote	